

DEREK SINCERE BLACK WOLF CRYER

Plaintiff,

v.

KATHLEEN DENNEHY, MICHAEL THOMPSON,  
CAROL MICI, GREG McCANN, TINA RANNO,  
MAE ROBINSON, GREG POLADIAN,  
TOM LAVELLE, WILLIAM TAYLOR

Defendants,

FILED  
CLERKS OFFICE  
CIVIL ACTION  
2006 DEC 18 P 3:39  
NO. 1:05-cv-11289  
U.S. DISTRICT COURT  
DISTRICT OF MASS.

Affidavit of Derek Sincere Black Wolf Cryer

I, Derek Sincere Black Wolf Cryer, depose and hereby state the following:

1). On August 29, 2006 I submitted a retitled "motion to Compel" to the Court which was in the same mailing package of my submitted "Motion For Court to proceed on Plaintiffs Preliminary Injunction (see Docket Text #33).

2). However, my "motion to Compel" was never entered on the docket nor anywhere else in the docket text.

3). I wrote to the Court requesting a copy of my docket entries on September 14, 2006, September 20, 2006, September 28, 2006, October 11, 2006, and October 20, 2006; none of these request letters were responded to nor was any of these request letters documented in for the docket entries of which I received on November 29, 2006.

4). Coincidentally the defendants (who maintain sole control over my outgoing and incoming mail) serve me with a "motion to Dismiss on November 17, 2006.

5). On November 25, 2006 I submitted a "motion request to Enlarge Time" for my deadline opposition motion and followed up by sending a

DEREK SINCERE BLACK WOLF CRYER

Plaintiff,

v.

FILED  
CLERK'S OFFICE  
CIVIL ACTION  
2006 DEC 18 P 3:59  
NO. 1:05-cv-11289U.S. DISTRICT COURT  
DISTRICT OF MASS.KATHLEEN DENNEHY, MICHAEL THOMPSON,  
CAROL MICI, GREG McCANN, TINA RANNO,  
MAE ROBINSON, GREG POLADIAN,  
TOM LAVELLE, WILLIAM TAYLOR

Defendants,

Copy of some motion to the Court on November 30, 2006. To date I have not received an order on said motion.

6). Although I was unable to submit my "Opposition motion" to the Defendants motion to Dismiss on December 7, 2006 as previously planned, I did in fact give my "Opposition motion" to Designational Officer "Burren" for it to be forwarded to the mailroom at Shirley medium prison for proper service to the Court on December 8, 2006. This was because my motion was too thick in size to fit in the Designation mailbox.

7). On December 8, 2006 I filed /mailed to the Court a motion for the appointment of Counsel with attached exhibits in support.

8). I as the pro se plaintiff in this case accuse the defendants of failing to forward all of the above motions and letters to the Court (all that Michael made it to the Court) to gain leverage in the current action for dismissal.

9). Furthermore, and for the same purpose of gaining unfair leverage in the current action, the Defendants Michael Thompson and possibly Kathleen Dennehy has sent me from Shirley medium-level 4 Security, to Donga Baranowski - a Supermaximum Level 6 Prison for being found guilty on a disciplinary Report of "Copying two (2) grievances" and "Lying" because I said I did not copy said grievances. I was transferred to this Level 6 Prison on December 12, 2006 where I am presently held.

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CIVIL ACTION

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KATHLEEN DENNEHY, MICHAEL THOMPSON,  
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MAE ROBINSON, GREG POLADIAN,  
TOM LAVELLE, WILLIAM TAYLOR

Defendants,

10). I do not have any other means of making sure that my motions reach the Courtroom, and if the Court is unable to view my motions, a letter the Court will order in favor of any and all of Defendants' motions based on "non-opposition" from me.

11). I have both Carbon Copies and Handwritten Copies of each document, I have written and submitted to the Court, and am being given minimal access to the Gene Library, Legal Books, and no access to a Gene Check for the past almost five months, since July 19, 2006.

12). I request Counsel only because I need Counsel, without Counsel this case will eventually be dismissed due to the above reasons.

I, the undersigned, state that all of the above information is True and Accurate. Signed under the Pain and Penalties of Perjury on this 14<sup>th</sup> day of December in the year 2006.

Derek Sincere Black Wolf Cryer, Pro Se

Derek Sincere Black Wolf Cryer, Pro Se

Souza - Branowski - Level 6

P.O. Box 8000

Shirley, MA. 01464

CC: F: 12/14/06

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing motion has been served upon the Clerk of the U.S. District Court of Massachusetts by 1ST Class Mail, Postage Prepaid.

DATED: December 14, 2006

~~Derek Sincere Black Wolf Cryer, Pro se~~  
~~MET Shirley Medium~~  
~~P.O. Box 1248 Harvard Road~~  
~~Shirley, MA 01464~~

CC: <sup>the</sup>File / 12 14.06

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